

Court of Appeals, State of Michigan

ORDER

In re Kaniyah Rica Spiller

Docket No. 290797

LC No. 07-471100-NA

Mark J. Cavanagh
Presiding Judge

Richard A. Bandstra

Jane M. Beckering
Judges

The Court, acting under MCR 7.203(F)(2), orders that the motion for reconsideration is DENIED. MCL 722.26c(1)(b) does not provide appellant with standing to appeal the February 12, 2009, order because such an appeal would not constitute bringing a child custody action and further there is no indication that either of the minor child's parents has died or is missing. Also, contrary to appellant's assertion, *Santosky v Kramer*, 455 US 745; 102 S Ct 1388; 71 L Ed 2d 599 (1982), and *Lassiter v Dep't of Social Services*, 452 US 18; 101 S Ct 2153; 68 L Ed 2d 640 (1981), establish only that parents, not guardians or former guardians, of a child have a constitutionally protected liberty interest in the custody and care of the child.



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

MAY 27 2009

Date

Sandra Schultz Mengel
Chief Clerk